

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re ☒ TRADEMARK OPPOSITION NO.☐ TRADEMARK REGISTRATION of:

91190399

OPPOSER: SHARP KABUSHIKI KAISHA,
a/t/a SHARP CORPORATION

Class(es): 35, 42

Serial No.: 77/645273 (Opposed Mark)

Examiner:

Filed: 1/7/09 (Opposed Mark)

Our Account No. 14-1140

Reg. No.

Dated:

Our Reference: RWA-790-2052



Mark: ONSHARP (Opposed Mark)

TTAB - No Fee

Commissioner for Trademarks

P.O. Box 1451

Alexandria, Virginia 22313-1451

Date: October 26, 2009

10-26-2009

Sir:

U.S. Patent & TMO/PTM Mail Rpt Dt #32

The document indicated below is attached for filing and is incorporated by reference. Fees are attached as calculated below:

<input type="checkbox"/> BASED ON INTENT-TO-USE: TRADEMARK Application in	class(es) (\$375.00 (6001) per class)	\$	0.00
<input type="checkbox"/> BASED ON USE: TRADEMARK Application in 0 class(es) (\$375.00) (6001) with 0 specimen(s)	(one specimen per class)	\$	0.00
<input type="checkbox"/> Request to Divide Trademark Application.	(\$100) (6006)	\$	0.00
<input type="checkbox"/> TRADEMARK Application in	class(es) (\$375.00) (6001) claiming priority under 15 U.S.C. 1126(d)	\$	0.00
<input type="checkbox"/> TRADEMARK Application in 0 class(es) (\$375.00) (6001) based on foreign registration under 15 U.S.C. 1126(e)		\$	0.00
<input type="checkbox"/> Response to Official Action of	; <input type="checkbox"/> 0 new class(es) after response (\$375.00 per class) (6001)	\$	0.00
<input type="checkbox"/> Allegation of Use (under Sec. 1051(c)) (\$100.00 per class) (6002) in 0 class(es) with 0 specimen(s)		\$	0.00
<input type="checkbox"/> Allegation of Use (under Section 1051(d) (\$100.00 per class) (6003) in 0 class(es), together with 0 specimen(s)		\$	0.00
<input type="checkbox"/> Request for an Extension of Time to File Statement of Use (\$150.00 per class) (6004) in	class(es)	\$	0.00
<input type="checkbox"/> Notice of Appeal in 0 class(es) (\$100.00 per class) (6403)		\$	0.00
<input type="checkbox"/> Declaration Of Use Under Section 8 in 0 class(es) (\$100.00 per class) (6205)		\$	0.00
<input type="checkbox"/> LATE FEE FOR SECTION 8 (\$ 100.00 per class) in 0 class(es) (6206)		\$	0.00
<input type="checkbox"/> Declaration Of Use Under Section 15 in 0 class(es) (\$200.00 per class) (6208)		\$	0.00
<input type="checkbox"/> Combined Declaration of Use Under Sections 8&15 in 0 class(es) (\$300.00 per class)	Above Section 8 and/or 15 with 0 specimen(s) (one per class)	\$	0.00
<input type="checkbox"/> LATE FEE FOR COMBINED SECTION 8&15 (\$ 100.00 (6206) per class) in 0 class(es)		\$	0.00
<input type="checkbox"/> Combined Declaration Under Sections 8 & 9 for Renewal application in 0 class(es) (\$500.00) (\$400.00 (6201) per class for renewal and \$100.00 (6205) per class for Section 8 Decl.) with 0 specimen(s) (one per class)		\$	0.00
<input type="checkbox"/> LATE FEE FOR COMBINED SECTION 8 & 9 (\$100.00 (6203) per class and \$100.00 (6206) fee per class = \$200.00) in 0 class(es)		\$	0.00
<input type="checkbox"/> Assignment to be recorded against 0 mark at \$40.00 (8521) (and 0 additional marks at \$25.00 (8522))		\$	0.00
<input type="checkbox"/> Petition to Revive \$100 (6005)		\$	
<input type="checkbox"/> CREDIT CARD FORM			
<input checked="" type="checkbox"/> Other: Opposer's Response to Applicant's Second Motion for an Extension of Answer Period Without Consent; Attachment A			0.00
TOTAL			\$ 0.00

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140.

NIXON & VANDERHYE P.C.

By Atty: Robert W. Adams

Signature: 

901 North Glebe Road, 11th Floor
Arlington, Virginia 22203-1808
Telephone: (703) 816-4022
Facsimile: (703) 816-4100
RWA:212

1547643 -Onsharp.DOC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

SHARP KABUSHIKI KAISHA, a/t/a SHARP CORPORATION, Opposer, v. ONSHARP, INC. Applicant.	Opposition No. 91190899 Serial No.: 77/645273 Mark: ONSHARP OPPOSER'S RESPONSE TO APPLICANT'S SECOND MOTION FOR AN EXTENSION OF ANSWER PERIOD WITHOUT CONSENT
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Opposer, Sharp Kabushiki Kaisha, a/t/a Sharp Corporation, provided written consent to Applicant, Onsharp, Inc. with respect to its request for a further Extension of the Answer Period. Please see Attachment A.

WHEREFORE, Opposer has no objection to the TTAB granting Applicant's Motion to Extend the Answer Period with regard to this opposition.

Respectfully submitted,

SHARP KABUSHIKI KAISHA, a/t/a
SHARP CORPORATION

Dated: October 26, 2009.

By: 

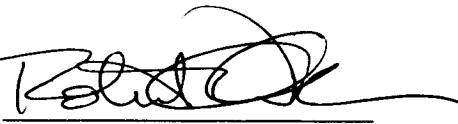
Robert W. Adams
Nixon & Vanderhye P.C.
901 North Glebe Rd., 11th Floor
Arlington, VA 22203-1808
Telephone: 703-816-4000
Facsimile: 703-816-4100
E-Mail: rwa@nixonvan.com

CERTIFICATE OF SERVICE

I hereby certify that on October 26, 2009, the foregoing **Opposer's Response to Applicant's Second Motion for an Extension of Answer Period Without Consent** was served on Applicant's counsel via first-class mail to:

Patchen M. Haggerty
Kari B. Frank
DORSEY & WHITNEY LLP
50 South Sixth Street
Suite 1500
Minneapolis, MN 55402-1498

NIXON & VANDERHYE, PC

By: 

Robert W. Adams
901 North Glebe Rd.
11th Floor
Arlington, VA 22208-1808
Phone: 703-816-4022
Fax: 703-816-4100

**** Transmit Conf. Report ****

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Oct 14 2009 11:28

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Nixon & Vanderhye PC
ATTORNEYS AT LAW

October 14, 2009

11TH FLOOR
901 NORTH GLENE ROAD
ARLINGTON, VIRGINIA 22203-1808

TELEPHONE (703) 816-4000
FACSIMILE (703) 816-4100
WIRELESS DIRECT DIAL NUMBER
(703) 816-4022

VIA FACSIMILE (701-235-9969)/THEN MAIL

Tom M. Sandin, Esq.
DORSEY & WHITNEY LLP
51 Broadway, Suite 102
Fargo, ND 58102

Subject: U.S. Trademark Opposition No. 91190899
Mark: ONSHARP - App. No.: 77/645273
Applicant: OnSharp, Inc.
Opposer: Sharp Kamishiki Kaisha, s/v/a Sharp Corporation
Our Ref: 790-2052

Dear Ms. Sandin:

Thank you for your July 31, 2009 letter with reference to the above-identified matter.


Please be advised that our client, Sharp Corporation ("Sharp"), is still considering your client's proposition with respect to a potential co-existence agreement between the two parties. Although those terms are unlikely to be acceptable, it is evaluating whether an agreement can be reached on a different basis. We will contact you once Sharp has arrived at a decision.

In the meantime, Sharp will consent to another extension of time, if your client wants to seek an extension.

Best regards,

Very truly yours,

NIXON & VANDERHYE P.C.


Robert W. Adams

RWA.flc

Nixon & Vanderhye P.C.
ATTORNEYS AT LAW

11TH FLOOR
901 NORTH GLEBE ROAD
ARLINGTON, VIRGINIA 22203-1808

October 14, 2009

TELEPHONE: (703) 816-4000
FACSIMILE: (703) 816-4100
WRITER'S DIRECT DIAL NUMBER:
(703) 816-4022

VIA FACSIMILE (701-235-9969)/THEN MAIL

Toni M. Sandin, Esq.
DORSEY & WHITNEY LLP
51 Broadway, Suite 402
Fargo, ND 58102

Subject: U.S. Trademark Opposition No. 91190899
Mark: ONSHARP – App. No.: 77/645273
Applicant: OnSharp, Inc.
Opposer: Sharp Kabushiki Kaisha, a/t/a Sharp Corporation
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Robert W. Adams

RWA:fbe